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8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
10 **SOUTHERN DIVISION**  
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12 IN RE: TOYOTA MOTOR CORP.  
13 UNINTENDED ACCELERATION  
14 MARKETING, SALES  
15 PRACTICES, AND PRODUCTS  
16 LIABILITY LITIGATION

17 This document relates to:  
18 ALL CASES

Case No.: 8:10ML2151 JVS (FMOx)

**SUPPLEMENTAL STIPULATED  
PROTECTIVE ORDER  
GOVERNING THE EXCHANGE  
AND HANDLING OF  
CONFIDENTIAL AND HIGHLY  
CONFIDENTIAL MATERIALS AND  
SOURCE CODE AND SOURCE  
CODE RELATED MATERIAL**

19 WHEREAS, *In Re: Toyota Motor Corp. Unintended Acceleration Marketing,*  
20 *Sales Practices, and Products Liability Litigation* was commenced in the State of  
21 California (“the U.S. MDL”);

22 WHEREAS, the Protective Order for the Protection of Confidential and  
23 Highly Confidential Materials (the “Protective Order”) has been in effect since  
24 January 19, 2011 and the First Amended Stipulated Protective Order Governing the  
25 Exchange and Handling of Source Code and Source Code Related Material  
26 (“SCPO”) has been in effect since November 16, 2011;

27 WHEREAS, the Protective Order and SCPO address the production and use  
28 of Confidential, Highly Confidential, and Highly Confidential-Source Code

1 Material in the U.S. MDL;

2 WHEREAS, the action *Selmani and Celaj v. Toyota Motor Corporation et*  
3 *al.*, court file number CV-10-401396-00CP was commenced in Ontario, Canada on  
4 April 29, 2010 (“the Ontario action”);

5 WHEREAS, Plaintiffs in the Ontario action have engaged experts who have  
6 signed or will sign the “Agreement Concerning Information Covered by Stipulated  
7 Protective Order” and the “Agreement Concerning Information Covered by  
8 Protective Order” attached to the Protective Order as Exhibit A;

9 WHEREAS, Plaintiffs in the Ontario action have engaged certain experts  
10 who have previously been designated by MDL Plaintiffs to receive access to Source  
11 Code and Source Code Related Materials as defined by the SCPO, in the course of  
12 the U.S. MDL; and

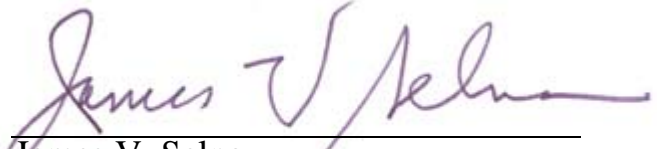
13 WHEREAS, to submit expert evidence to pursue certification and to  
14 prosecute the Ontario action to trial, the Plaintiffs of the Ontario action require a  
15 supplemental order in this Court to the Protective Order and SCPO.

16 WHEREAS, Plaintiffs of the Ontario action will also submit appropriate  
17 orders in the Ontario Courts to ensure the equivalent protections of Confidential,  
18 Highly Confidential and Highly Confidential – Source Code Material in the Ontario  
19 action, including, but not limited to ensuring protection through expert rebuttal  
20 reports, expert cross-examination, filing of class certification papers and through  
21 prosecution at trial.

1 Accordingly, IT IS HEREBY ORDERED that the terms and conditions of  
2 the Protective Order and SCPO shall not exclude the Ontario action but instead  
3 shall govern the exchange of confidential and highly confidential materials and  
4 source code and source code related materials, as defined in the Protective Order  
5 and SCPO, in the Ontario action.

6 **IT IS SO ORDERED.**

7 Dated: December 8, 2016

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10 James V. Selna  
11 United States District Judge  
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